

Rashid, David

From: Bill Esser [besser@Lexmark.com]
Sent: Tuesday, October 14, 2008 11:44 AM
To: Rashid, David
Subject: Re: USSN 10/763,129 revised claims
Attachments: 2003-0438.02 Amendment 10-14-08.doc

Hello Examiner Rashid,

Per our conversation this morning, I attach proposed amendments to the claims, which include a revised amendment to claim 19. The proposed amendment of claim 19 makes claim 19 a Beauregard type claim but keeps the language you had previously found to be allowable without adding new claim elements to the body of the claim or using "configured to" language.

Please let me know if you have any questions or concerns regarding claim 19.

Thanks.
Bill Esser

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Bill Esser/Lex/Lexmark

10/13/2008 03:43 PM

To: david.rashid@uspto.gov

cc:

Subject: USSN 10/763,129 revised claims

Hello Examiner Rashid,

Per our telephone conversation this afternoon, I submit to you proposed amendments to claims 11, 19 and 24 for US Patent Application 10/763,129. Please see the attached document. The proposed amendments to claims 11 and 24 utilize "using a processor" language which you thought may possibly be agreeable to your SPE and you. The proposed amendment to claim 19 removes the "configured to" language and replaces it with "executing instructions to" language. The proposed amendment to claim 19 also replaces "is configured to determine" language with "determines" language.

If you have any questions or concerns regarding the proposed claim amendments, please do not hesitate to contact me. I am happy to work with you to arrive at claim language that is acceptable to you.

10/17/2008

Regards,
William F. Esser (Reg. No. 38,053)
IP Counsel
Lexmark International, Inc.
859-232-3668

[attachment "2003-0438.02 Amendment 10-13-08.doc" deleted by Bill Esser/Lex/Lexmark]

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10/17/2008